

UNITED STATES DISTRICT COURT

SOUTHERN

District of

NEW YORK

LYONS PARTNERSHIP, L.P. AND HIT  
ENTERTAINMENT, INC.,

Plaintiffs,

v.

PARTY ART PRODUCTIONS INC.,  
ROBERTA HERMAN, PHILIP HERMAN,  
PARTY POOPERS, INC., MARLA MASE,  
57TH STREET PARTY CORP. D/B/A SAVE  
THE DATE, JENNIFER GILBERT, THE  
MAGIC AGENCY INC., SHELLEY  
CARROLL, ERIC SILVEY D/B/A ERIC  
SILVEY ENTERTAINMENT,

Defendants.

**SUMMONS IN A CIVIL ACTION**

**CASE NUMBER**

**07 CIV 7121**

**JUDGE STANTON**

TO: (Name and address of Defendant)

Party Art Productions Inc.  
51 Brandt Road  
Hillburn, NY 10931

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

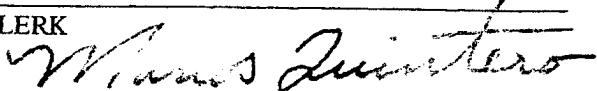
Toby M. J. Butterfield, Esq.  
Matthew A. Kaplan, Esq.  
COWAN, DeBAETS, ABRAHAMS & SHEPPARD LLP  
41 Madison Avenue, 34<sup>th</sup> Floor  
New York, New York 10010

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

AUG 09 2007

CLERK



DATE

(By) DEPUTY CLERK

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup> <b>GARY HOCHMAN</b>	DATE <b>AUGUST 20, 2007</b>	
NAME OF SERVER (PRINT) <b>Gary Hochman</b>	TITLE <b>PROCESS SERVER</b>	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served:		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.		
<input checked="" type="checkbox"/> Name of person with whom the summons and complaint were left: Returned unexecuted: <b>PHILIP HERMAN</b>		
<input type="checkbox"/> Other (specify):		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>8/20/07</u>	<u>Gary Hochman</u> <i>Signature of Server</i>	
	<u>P.O. Box 584, New City, NY 10556</u> <i>Address of Server</i>	

<sup>(1)</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.